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**From:** Calli, Rosemary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E17C62EB477B48CFA42C0CEDD631C005-HALL, ROSEMARY]  
**Sent:** 8/20/2018 9:57:00 PM  
**To:** Zimmerman, Eve [Zimmerman.Eve@epa.gov]  
**CC:** Armor, Suzanne [Armor.Suzanne@epa.gov]  
**Subject:** RE: Florida 404 Assumption  
**Attachments:** FL Assumption 2018 Draft ConsulationOfferPoarch.docx

Hi, Eve – Anything further on the call with Mr. Duncan (e.g., who from the tribe would participate), or interest in our offers to the Poarch and Seminole?

Eve and Suzanne - I've attached a draft of the consultation letter for your review. We're aiming to have it ready to go, just fill in the specific dates, whenever we receive the assumption request from Florida.

- Would you mind reviewing and tracking any edits or recommendations?
- Is the Poarch contact info still current (Chair and Environmental Director)?
- Could you provide contact info for the Seminole and Miccosukee, as well, please?
- Embedded in the letter (held over from example letter) is use of the name "Poarch Band of Creek Indians of Alabama." Is that the correct name in this case? Is there a Florida address we should use for the Poarch?

Please don't read anything into the use of September 1<sup>st</sup> as a starting point or other specific dates – they're just placeholders.

Also, please don't share this. I wouldn't want this draft getting legs with these dates.

Thank you!

~ Rosemary

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**From:** Zimmerman, Eve  
**Sent:** Thursday, August 9, 2018 4:00 PM  
**To:** Calli, Rosemary <Calli.Rosemary@epa.gov>; Armor, Suzanne <Armor.Suzanne@epa.gov>  
**Subject:** FW: Florida 404 Assumption

This is the email to Gene.

Eve M. Zimmerman  
Water Quality Standards Section  
Water Protection Division  
Region 4 Environmental Protection Agency  
61 Forsyth Street  
Atlanta, GA 30303  
Phone No. 404 562 9259

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**From:** Zimmerman, Eve  
**Sent:** Thursday, August 9, 2018 4:00 PM  
**To:** 'Gene Duncan' <GeneD@miccosukeetribe.com>  
**Subject:** RE: Florida 404 Assumption

Good Afternoon,

Sorry for the delay.

I talked with the 404 staff about your questions. They suggested having a conference call to discuss your questions might be the best way to provide the information. Would you be interested in talking with the 404 staff?

Meanwhile, an overview of how state or tribal assumption of a CWA section 404 program works is available at this EPA website:

<https://www.epa.gov/cwa-404/state-or-tribal-assumption-section-404-permit-program>

If you would like to talk with them, please let me know.

Eve M. Zimmerman  
Water Quality Standards Section  
Water Protection Division  
Region 4 Environmental Protection Agency  
61 Forsyth Street  
Atlanta, GA 30303  
Phone No. 404 562 9259

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**From:** Gene Duncan [mailto:GeneD@miccosukeetribe.com]

**Sent:** Monday, August 6, 2018 1:35 PM

**To:** Riley, James M (jim) CIV USARMY CESAJ (US) <James.M.Riley@usace.army.mil>; Zimmerman, Eve <Zimmerman.Eve@epa.gov>

**Cc:** Jeanine Bennett <JeanineB@miccosukeetribe.com>

**Subject:** Florida 404 Assumption

Jim, Tori and EVE:

We've been trying to do a comparison of Florida's proposed 404 Permit Assumption and the COE 404 Permit Program (as authorized by EPA). We already know that there are differences in how jurisdictional wetlands are determined. We know that the obligate wetland plant species lists are different (FOR EXAMPLE). If the Corps or EPA has done an analysis of Florida's proposed 404 Program, we sure would like to see it. If either agency has any concerns, the Tribe is interested in reading what those concerns might be. Any documents you may have will be helpful. Thank you. Gene